

Fishman Haygood Phelps Walmsley,  
 Willis & Swanson, LLP, *and all others*  
*similarly situated,*  
  
 Plaintiffs,  
  
 v.  
  
 State Street Corporation, State Street  
 Bank & Trust Co., State Street Bank &  
 Trust Co. of New Hampshire, and  
 State Street Global Advisors,  
  
 Defendants.

Case No. 1:09-CV-10533 PBS

Pursuant to Rule 7.2 of the Local Rules of the United States District Court for the District of Massachusetts, the Plaintiff, Fishman Haygood Phelps Walmsley & Swanson LLP (“Plaintiff”) petitions this Court to allow it to file documents under seal for the reasons set forth below. Defendants have assented to the motion.

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### **Prayer for Relief**

WHEREFORE, all parties respectfully request that the Court allow the Plaintiff to file the following documents under seal, pursuant to Rule 7.2 of the Local Rules:

- Plaintiff's Motion To Compel Production Of Additional Witness To Provide Testimony On Behalf Of Defendants Pursuant To Federal Rule Of Civil Procedure 30(B)(6);
- Memorandum In Support Of Plaintiff's Motion To Compel Production Of Additional Witness To Provide Testimony On Behalf Of Defendants Pursuant To Federal Rule Of Civil Procedure 30(B)(6);
- Declaration of Gregory Y. Porter with accompanying exhibits.

Dated: January 15, 2009

Respectfully Submitted,

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### **CERTIFICATE OF SERVICE**

I hereby certify that on January 15, 2009, I caused a copy of this document to be served electronically, via the electronic filing system, on the registered participants as identified on the Notice of Electronic Filing (NEF) and by first-class US. mail on those indicated as non-registered participants.

By: /s/ Gregory Y. Porter